

**UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF MICHIGAN  
SOUTHERN DIVISION**

Eric S. Henry,

Plaintiff,

Case No. 21-cv-12171

v.

Judith E. Levy

United States District Judge

Gerald P. Little, Bradley A.

Dunham, and Andrew D. Beaudry,

Mag. Judge Kimberly G. Altman

Defendants.

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**ORDER ADOPTING REPORT AND RECOMMENDATION [30]**

Before the Court is Magistrate Judge Kimberly G. Altman's Report and Recommendation (ECF No. 30) recommending the Court grant the motion to dismiss and/or motion for summary judgment filed by Defendants Gerald P. Little, Bradley A. Dunham, and Andrew D. Beaudry. (ECF No. 12.) The parties were required to file specific written objections, if any, within fourteen days of service. *See* Fed. R. Civ. P. 72(b)(2); E.D. Mich. LR 72.1(d). No objections were filed. The Court has nevertheless carefully reviewed the Report and Recommendation and concurs in the reasoning and result. Accordingly,

The Report and Recommendation (ECF No. 30) is ADOPTED;

Defendants' motion to dismiss and/or motion for summary judgment (ECF No. 12) is GRANTED; and

This case is hereby DISMISSED WITHOUT PREJUDICE.<sup>1</sup>

IT IS SO ORDERED.

Dated: September 21, 2022  
Ann Arbor, Michigan

s/Judith E. Levy  
JUDITH E. LEVY  
United States District Judge

### **CERTIFICATE OF SERVICE**

The undersigned certifies that the foregoing document was served upon counsel of record and any unrepresented parties via the Court's ECF System to their respective email or first-class U.S. mail addresses disclosed on the Notice of Electronic Filing on September 21, 2022.

s/William Barkholz  
WILLIAM BARKHOLZ  
Case Manager

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<sup>1</sup> By failing to object to the Report and Recommendation, the parties have forfeited any further right of appeal. *See United States v. Wandahsega*, 924 F.3d 868, 878 (6th Cir. 2019); *Berkshire v. Beauvais*, 928 F.3d 520, 530 (6th Cir. 2019).